

# THE OPENING SESSION OF CONGRESS

## RUEF'S LAWYER CALLS NAMES

(Associated Press Cable to The Star.)

SAN FRANCISCO, December 8.—Attorney Julius Asch, representing Abe Ruef who is on trial for grafting, has denounced Ex-Supervisor Gallagher and Wilson as perjurers.

## LAND ROBBER GETS HEAVY SENTENCE

SAN DIEGO, Cal., December 8.—Frederick Hyde has been fined \$10,000 and sentenced to the penitentiary for two years for his participation in the land frauds here.

## GOVERNOR ILL IN HOSPITAL

REDDING, Cal., December 8.—Governor Gillette is ill and in the hospital.

## THE PANTHER REACHES COLOMBO

COLOMBO, December 8.—The repair ship Panther, Commander Nelson, arrived here today as the advance guard of Admiral Sperry's fleet.

## MURDER AND SUICIDE

TRINIDAD, December 8.—Martinez, who murdered an entire family here two days ago and escaped, abducting a girl with whom he was in love, was surrounded by officers today. He killed the girl and then committed suicide.

WALTER DRAKE IS COLLECTOR.

WASHINGTON, D. C., December 8.—The President has sent a number of nominations to Congress for approval, including that of Walter Drake, of Honolulu, for Collector of Internal Revenue.

## RECONSIDER COASTWISE

A special meeting of the Chamber of Commerce will be held tomorrow afternoon. It is understood to be for the purpose of considering whether the recent action of that body, reversing its recommendation in support of suspension of the coastwise law, shall be reconsidered in view of President Roosevelt's recommendation to Congress of some such action for the relief of Hawaii's ocean transportation restrictions, also of Governor Frear's cablegram.

Vice President J. P. Cooke hopes it will be a large and fully representative meeting, as when the reversal of action was voted many members had left the hall. This matter came up after that of the Federal site exchange on that occasion.

BUFFALO BILL HATS.

This is the very latest winter millinery model. See it at Sachs' with many others.

Best cups of coffee in the city at New England Bakery.

Fine Job Printing, Star Office.

BIG DEMAND.

The first shipment of the new crop of Tengu Japan Rice arrived a few days ago and is almost exhausted. Cables have been sent ordering large shipment which will arrive soon. K. Yamamoto, sole agent.

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**Our Grand  
Christmas  
Fair Now  
In Pro-  
gress**

L.B. Kerr & Co., Ltd

ALAKA STREET.

## Three Judges' Terms Expire

COMMISSIONS OF HARDY, PARSONS AND MATTHEWMAN EXPIRE  
TOMORROW—ASSOCIATE JUSTICE WILDER'S TERM ALSO  
NEARLY ENDING—SOME REAPPOINTMENTS EXPECTED BUT  
THE KAUAI JUDGE MAY NOT HAVE ANOTHER TERM.

Tomorrow the commissions of Circuit Judges Hardy, Parsons and Matthewman will expire and this morning nothing has been heard from Washington. The last two named are practically certain of reappointment, but in the case of Judge Hardy there is some doubt. His physical disability in the matter of his hearing has been strongly urged against him, and some lawyers who try cases before him do not believe that he is capable of holding the position in a satisfactory manner. On the other hand his integrity cannot be questioned and he is cer-

tainly very much liked on the island of Kauai. The appointment, which is by the President, will rest very largely on the report made by Governor Frear.

It is but two months more before the commission of Judge A. A. Wilder of the Supreme Court will expire. It is practically certain that he will be reappointed, as there is no opposition to him that can be learned of. His record on the supreme bench has been one without a single blemish and no new aspirant for the position is known.

## JOE FERN DEMURS

HE STATES REASONS WHY JOHN LANE'S PETITION SHOULD BE DISMISSED.

The following demurrer to the petition of James Kulike et al asking for a recount in the election contest of John Lane against Joe Fern for the position of Mayor of the City and County of Oahu, has been filed in the Circuit Court:

Comes Joseph J. Fern, respondent, above named, in his proper person, and demurs to the petition filed against him in the above entitled proceeding, and for causes of demurrer shows:

1. That said petition does not state facts sufficient to justify the granting of the relief prayed for therein, or any relief against this respondent, under the provisions of Act 118 of the Session Laws of 1907, or under any law or laws of the Territory of Hawaii.

2. That the allegations of said petition are ambiguous, unintelligible and uncertain, in that it appears therefrom that although petitioners claim that one John C. Lane, a candidate for the office of Mayor of the City and County of Honolulu at the recent election referred to in said petition, received a large number of votes which were legally cast for him but not counted, and should have been declared duly elected to said office, it further appears from paragraph numbered 11 of said petition that the total number of votes claimed by petitioners to have been so legally cast for said John C. Lane for said office of Mayor numbered only 2188, whereas the official returns as set out in paragraph 4 of said petition show that said John C. Lane received a total of 2212 votes, and that respondent Joseph J. Fern received a total of 2220 votes for said office of Mayor and was duly declared elected to said office.

3. That it does not appear from said petition in what election district or districts the petitioners, or any of them, are now, or were at the time of the holding of the election referred to in said petition, qualified voters.

4. That it does not appear from said petition that the required number of qualified voters of any election dis-

trict have joined in the bringing of this proceeding, or that this court has any jurisdiction in the premises.

Wherefore respondent prays judgment whether he shall be required to further answer make, and that said petition against him be dismissed, and for his reasonable costs in this behalf sustained.

Dated, Honolulu, December 9th, 1908.  
(Sgd) JOSEPH J. FERN.  
E. M. Watson, W. W. Thayer, attorneys for respondent.

The place to have your Typewriters and machines repaired is at Wall, Nichols Co., Ltd. Fort and Merchant streets. Telephone 10.

Fine Job Printing, Star Office.

A RELIABLE REMEDY FOR COUGHS.

With the dry, cold weather of the early winter months, parents of croupy children should be on the alert for ominous symptoms. There is no cause for anxiety when Chamberlain's Cough Remedy is kept in the home. If this medicine is given as soon as the child becomes hoarse, or even after the croupy cough has appeared, the attack may be warded off. For sale by all dealers, Benson, Smith & Co., Agents for Hawaii.

Fine Job Printing, Star Office.

KATHARINE GOODSON  
RECITAL AT 3 P. M.

Katherine Goodson, the great pianist, and party arrived this morning in the Makura and a piano recital has been arranged for to take place at 3 o'clock this afternoon. Tickets can be secured at the Opera House. The opportunity to hear this great artist is one that no one in Honolulu should miss.

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## "STAR'S" RECORD EXTRA

A Star extra fifteen minutes before eight o'clock this morning gave Honolulu the full text of the President's message as given to Congress at noon today in Washington. It covered nearly four pages of the paper, and was the biggest extra, as far as matter contained is concerned, ever printed in Honolulu. The message was eagerly sought by many business men and especially were the paragraphs relating to Hawaii perused with interest. The extra was much appreciated on every hand, and was commented upon as a big journalistic "beat."

## EVERYONE SIDE-STEPS

CLAIM THAT A HAWAIIAN SENATOR IS DISQUALIFIED BUT NO ACTION IS LIKELY.

The case of David K. Baker, whose ineligibility for the Territorial Senate was called attention to in The Star yesterday, has attracted a great deal of attention among the politicians in this city, but the attitude mentioned appears to be one of apathy. No member of the Senate wishes to take the matter up. The Republican Territorial Committee does not like to mix up in it. The Attorney General's department is ready to go ahead if proper complaint is made by the last named body, or by a private citizen, but does not look on the matter as something which it should interfere in without some such action.

One of the members of the Senate from an outside island in speaking of the matter, said:

"Yes, I am a Republican and I believe that Baker has no right to be in the Senate. In his action of holding on to the job as deputy sheriff, he has forfeited any such position to which he might have been elected by the people. Still I do not think that the Senate will take any action and doubt if the Republican Territorial Committee will do anything. It would be called a persecution of a Hawaiian and they don't dare to tackle the matter. In my personal opinion the recent charges against Baker should be enough to bar him from the Upper House."

## EXCELLENT CHINA PAINTING ON VIEW

Mrs. J. L. More and Miss Chipman are the exhibitors of china this time. Their work is being greatly admired. One has only to do this to know why. Miss Chipman is attracting many pupils to the College of Hawaii, and Mrs. More conducting a successful business in these dainty wares.

Articles of everyday usefulness like ash trays and steins, pinholders and coffee cups are here shown, ornamented in the most artistic designs and tipped with the purest gold. Descriptions always fall when china is being written up. The semi-annual exhibition will be open for three days more and two more evenings after tonight. Admission and catalogues free and every one is invited to attend. Hours 9-5, 7-30-9.

RUINED BY HIS FATHER.  
HEALDSBURG, California, December 8.—The cashier of the Bank of Healdsburg is \$120,000 short in his accounts. Speculations carried on by his father caused the loss. The stock holders will reimburse the bank.

Fine Job Printing, Star Office.

## STRIKING SENTENCES OF THE MESSAGE

(Associated Press Cable to The Star.)

WASHINGTON, D. C., December 8.—The message of President Roosevelt has been received today in Congress and has been read. After the reading both Houses took a recess.

By PRESIDENT ROOSEVELT.

"The coast-wise shipping laws should be amended to meet the special needs of the islands, and the alien contract labor law should be so modified in its application to Hawaii as to enable American and European labor to be brought thither."

"I again recommend the extension of the ocean mail act of 1891 so that satisfactory American ocean mail lines to South America, Asia, the Philippines, and Australasia may be established."

"The work on the Panama Canal is being done with a speed, efficiency and entire devotion to duty, which make it a model for all work of the kind."

"This Nation's foreign policy is based on the theory that right must be done between nations precisely as between individuals, and in our actions for the last ten years we have in this matter proven our faith by our deeds. We have behaved, and are behaving, towards other nations, as in private life an honorable man would behave towards his fellows."

"The gathering of a Philippine legislative body and Philippine assembly marks a process absolutely new in Asia, not only as regards Asiatic colonies of European powers but as regards Asiatic possessions of other Asiatic powers; and, indeed, always excepting the striking and wonderful example afforded by the great Empire of Japan it opens an entirely new departure when compared with anything which has happened among Asiatic powers which are their own masters."

"Our earnest hope and one desire is that the people of the island (Cuba) shall now govern themselves with justice, so that peace and order may be secured. We will gladly help them to this end; but I would solemnly warn them to remember the great truth that the only way a people can permanently avoid being governed from without is to show that they both can and will govern themselves from within."

"I believe that under the inter-state clause of the Constitution the United States has complete and paramount right to control all agencies of interstate commerce, and I believe that the National Government alone can exercise this right with wisdom and effectiveness so as both to secure justice from, and to do justice to, the great corporations which are the most important factors in modern business. I believe that it is worse than folly to attempt to prohibit all combinations as is done by the Sherman anti-trust law, because such a law can be enforced only imperfectly and unequally, and its enforcement works almost as much hardship as good."

"Telegraph and telephone companies engaged in interstate business should be put under the jurisdiction of the Interstate Commerce Commission."

"The railways of the country should be put completely under the Interstate Commerce Commission and removed from the domain of the anti-trust law."

"I advocate the immediate admission of New Mexico and Arizona as States. This should be done at the present session of the Congress. The people of the two Territories have made it evident by their votes that they will not come in as one State. The only alternative is to admit them as two, and I trust that this will be done without delay."

"There must be prohibition of child labor, diminution of woman labor, shortening of hours of all mechanical labor; stock watering should be prohibited, and stock gambling so far as is possible discouraged. There should be a progressive inheritance tax on large fortunes. Industrial education should be encouraged. As far as possible we should lighten the burden of taxation on the small man."

ANIMAL SHOW.

The Alexander Young Cafe has a large stock of animals and comical toys for sale at 40 per cent off.

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for a suitable

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